

REMARKS/ARGUMENTS

Claims 1-47 are pending in this application. Claims 1-42 are allowed. Claims 43-47 are rejected. Claims 43-45 have been canceled. Claims 46-47 have been amended.

Claims 43-47 stand rejected under 35 USC 112, first paragraph, as failing to comply with the enablement requirement. The Examiner has concluded that the claims contain subject matter which was not described in the specification in such a way as to enable one skilled in the art in question to make and/or use the invention. This conclusion is based on the theory that one of ordinary skill in the art would not know which diseases are covered by the phrase “disease or condition mediated by an orexin-2 receptor”. By the present amendment claim 43, which contains the language objected to by the Examiner, and claims 44 and 45 have been canceled. Claim 46, which was originally a method of treatment claim dependent upon claim 44, has been made to depend on claim 21 and now claims a property possessed by a compound of claim 21. Claim 47 is still dependent on claim 46 but now claims a specific property of a compound of claim 46. Support for the claims as amended is found on page 14, lines 18-19 of the specification wherein it is stated that one of the preferred compounds is selective for inhibiting human orexin-2 over human orexin-1 by a factor of at least 10 and another preferred compound is selective for inhibiting human orexin-2 over human orexin-1 by a factor of at least 100.

Reconsideration of the rejection of claims 43-45 under 35 U.S.C. 112 is courteously requested.

In view of the above discussion and the amendments herein being made to the claims, it is believed that all of the outstanding objections and rejections have been removed.

Applicants respectfully request that a timely Notice of Allowance be issued in this application.

Docket Number PRD-2019USNP
Serial No. 10/734,800

Respectfully submitted,

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Dated: March 25, 2005